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**Subject: Income Exclusions When Determining Eligibility**

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Effective Date: November 18, 2005

Revised from: October 1, 2004

**Policy:** Specific incomes are not counted toward gross income for the purposes of WIC income eligibility determination.

**Procedure:**

**Do not include the following as income:**

- Any benefits or income from the following federal programs:
  - Child Nutrition Act (1966)
  - Child Care and Development Block Grant Act
  - Job Training Partnership Act
  - Food Stamp Act (1977)
  - Income received for services performed under the Domestic Volunteer Act (1973)
  - Student financial assistance under Title IV-Higher Education Act of 1965:
    - Pell Grants
    - State Student Incentive and National Director Student Loans (to the extent that it is used for costs related to the costs of attendance at the educational institution and does not include room, board, and dependent care expenses).
- The value of in-kind benefits is not considered as income. This includes housing/utility subsidies, medical/dental services and other in-kind benefits, as long as it's not given as cash.
- Cash military housing allowances for personnel living on or off base (BAH)
- Payments received to purchase child care (i.e., baby-sitting)
- Bank loans
- Lump sum payments if those payments represent reimbursements for lost assets or for injuries, such as:
  - Amounts received from insurance companies for loss or damage of real or personal property, such as home or auto.

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- Payments for a specific expense incurred by the household, such as payment of medical bills resulting from an accident or injury.
- Earned Income Tax Credit (EITC)
- Job Training Partnership payments
- Volunteer payments under VISTA or similar program
- Disaster relief payment
- Payments received by veterans for educational assistance
- Low-income Home Energy Assistance Act payments
- National Flood Insurance Payments (NFIP) for flood mitigation activities
- Family Subsistence Supplemental Allowance (FSSA) provided by the Department of Defense (DoD) to low-income members of the Armed Forces.

Listed below are sources of income or benefits from programs that may NOT be included in income determination:

- Reimbursements from the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended in 1987. Public Law 100-17, 101 Stat. 246-256
- Any payment to volunteers under Title I, (VISTA and others) and Title II (RSVP, Foster Grandparents, and others) of the Domestic Volunteer Service Act of 1973 to the extent excluded by that act. Public Law 93-113, Section 404 (g)
- Payments or allowances received pursuant to the Home Energy Assistance Act of 1980. Public Law 96-223 Title III, Section 313(c)(1) .
- Payment to volunteers under the Small Business Act (SCORE and ACE). Public Law 95-510, Section 101
- Income derived from certain sub marginal land of the United States which is held in trust for certain Indian tribes. Public Law 94-114, Section 6
- Income from the disposition of funds to the Grand River Band of Ottawa Indians. Public Law 94-540, Section 6

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- Income received under the Alaska Native Claims Settlement Act. Public Law 94-204, Section 4(a)
- Payments by the Indian Claims Commission to the Confederated Tribes and Bands of the Yakima Nation or the Apache Tribe of the Mescalero Reservation. Public Law 95-433, Section 2
- Any payments to the Passamaquaddy Tribe and the Penobscot Nation or any of their members received pursuant to the Maine Indian Claims Settlement Act of 1980. Public Law 96-420, Section 6
- The Civil Liberties Act of 1988 (Japanese Internment Camps).
- Public Law 109-64, enacted September 20, 2005, amends the National Flood Insurance Act of 1968.
- Section 602 of Public Law 108-375, The Ronald W. Reagan National Defense Authorization Act for Federal Year (FY) 2005 excludes the Family Subsistence Supplemental Allowance (FSSA) provided by the Department of Defense (DoD).